Form (3)

P000048

THE REPUBLIC OF THE UNION OF MYANMAR

Myanmar Investment Commission

PERMIT

Permit No. 135/2019 Dated 14 January 2019

This permit is issued by the Myanmar Investment Commission according to the section 25(c) of the Myanmar Investment Law:-

(1) Name of Investor MR. ALAKESH CHETIA

(2) Citizenship UNITED STATES OF AMERICA

(3) Residence Address 12906 ABDERDEEN COURT, SARATOGA, CA 95070, UNITED STATES OF AMERICA

(4) Name and Address of Principal Organization -

(5) Place of Incorporation -

(6) Type of Business TO PROVIDE OFF-GRID TELECOM TOWERS AND RURAL VILLAGES WITH GRID-QUALITY ELECTRICITY THROUGH SOLAR-POWERED MICRO POWER PLANTS AND MINI-GRIDS

(7) Place(s) of Investment Project SAGAING REGION AND MAGWAY REGION OFF-GRID AREAS/ TELECOM TOWERS

(8) Amount of Foreign Capital US$ 28 MILLION

(9) Period for Foreign Capital to be Brought in WITHIN 10 MONTHS FROM THE DATE OF ISSUANCE OF MIC PERMIT

(10) Total Amount of Capital (Kyat) EQUIVALENT IN KYAT OF US$ 28 MILLION

(11) Construction Period 15 MONTHS

(12) Validity of Investment Endorsement 50 YEARS

(13) Form of Investment WHOLLY FOREIGN OWNED

(14) Name of Company Incorporated in Myanmar YOMA MICRO POWER MYANMAR LIMITED

PERMIT

Thaung Tun

(Thaung Tun)
Chairman

MIC
Myanmar Investment Commission

ပုံစံ (၃)

ပြည်ထောင်စုသမ္မတမြန်မာနိုင်ငံတော်
မြန်မာနိုင်ငံရင်းနှီးမြှုပ်နှံမှုကော်မရှင်
ခွင့်ပြုမိန့်

ခွင့်ပြုမိန့်အမှတ် ၁၃၅/၂၀၁၉ ၂၀၁၉ ခုနှစ်၊ ဇန်နဝါရီလ 14 ရက်

မြန်မာနိုင်ငံ ရင်းနှီးမြှုပ်နှံမှု ကော်မရှင်သည် မြန်မာနိုင်ငံ ရင်းနှီးမြှုပ်နှံမှု ဥပဒေပုဒ်မ-၂၅(ဂ) အရ ဤခွင့်ပြုမိန့်ကို ထုတ်ပေးလိုက်သည်-

(၁) ရင်းနှီးမြှုပ်နှံသူအမည် MR. ALAKESH CHETIA

(၂) နိုင်ငံသား UNITED STATES OF AMERICA

(၃) နေရပ်လိပ်စာ 12906 ABDERDEEN COURT, SARATOGA, CA 95070, UNITED STATES OF AMERICA

(၄) ပင်မအဖွဲ့အစည်းအမည်နှင့်လိပ်စာ -

(၅) ဖွဲ့စည်းရာအရပ် -

(၆) ရင်းနှီးမြှုပ်နှံသည့်လုပ်ငန်းအမျိုးအစား TO PROVIDE OFF-GRID TELECOM TOWERS AND RURAL VILLAGES WITH GRID-QUALITY ELECTRICITY THROUGH SOLAR-POWERED MICRO POWER PLANTS AND MINI-GRIDS

(၇) ရင်းနှီးမြှုပ်နှံသည့်အရပ်ဒေသ(များ) စစ်ကိုင်းတိုင်းဒေသကြီးနှင့် မကွေးတိုင်းဒေသကြီးအတွင်းရှိ ဓာတ်အားလိုင်းပြင်ပရှိ ကျေးရွာများနှင့် ဆက်သွယ်ရေး တာဝါတိုင်များ

(၈) နိုင်ငံခြားမတည်ငွေရင်းပမာဏ အမေရိကန် ဒေါ်လာ ၂၈ သန်း

(၉) နိုင်ငံခြားမတည်ငွေရင်း ယူဆောင်လာရမည့်ကာလ ကော်မရှင် ခွင့်ပြုမိန့်ရရှိပြီး ၁၀ လ အတွင်း

(၁၀) စုစုပေါင်းမတည်ငွေရင်းပမာဏ(ကျပ်) အမေရိကန် ဒေါ်လာ ၂၈ သန်းနှင့်ညီမျှသော မြန်မာကျပ်ငွေ

(၁၁) တည်ဆောက်မှု/ပြင်ဆင်မှုကာလ ၁၅ လ

(၁၂) ခွင့်ပြုမိန့်သက်တမ်း ၅၀ နှစ်

(၁၃) ရင်းနှီးမြှုပ်နှံမှုပုံစံ ရာခိုင်နှုန်းပြည့်နိုင်ငံခြားရင်းနှီးမြှုပ်နှံမှု

(၁၄) မြန်မာနိုင်ငံတွင်ဖွဲ့စည်းမည့်ကုမ္ပဏီအမည် YOMA MICRO POWER MYANMAR LIMITED

Thaung Tun

(သောင်းထွန်း)

ဥက္ကဋ္ဌ

THE REPUBLIC OF THE UNION OF MYANMAR
MYANMAR INVESTMENT COMMISSION
No.(1), Thitsar Road, Yankin Township, Yangon
Tel: 95-1- 658130
Fax: 95-1-658142

Our ref : MIC-5(P)/P-006/2019(   )
Dated : 14 January 2019

Subject: **Decision of the Myanmar Investment Commission on the permit to provide off-grid telecom towers and rural villages with grid-quality electricity through solar-powered micro power plants and mini-grids under the name of Yoma Micro Power Myanmar Limited**

Reference: Yoma Micro Power Myanmar Limited Letter dated 19-10-2018

1. The Myanmar Investment Commission, at its meeting (1/2019) held on 11th January 2019, approved the permit for investment to provide off-grid telecom towers and rural villages with grid-quality electricity through solar-powered micro power plants and mini-grids under the name of Yoma Micro Power Myanmar Limited submitted by Yoma Micro Power (S) Pte. Ltd. (99.9%) and Yoma Strategic Investments Ltd. (0.1%) from the Republic of Singapore as a wholly foreign investment in accordance with the Myanmar Investment Law and Rules.

2. The terms and conditions of the permit are stated in the following paragraphs:

(a) The term of a permitted project shall be initial 50 (fifty) years commencing from the date of the issuance of Permit by Myanmar Investment Commission.

(b) The term of the Lease Agreements for the land shall be initial 20 (twenty) years commencing from the date of signing of the Lease Agreements between the Lessors and Yoma Micro Power Myanmar Limited (Lessee).

(c) Yoma Micro Power Myanmar Limited, which has obtained this Permit to receive benefits relating to the right to use land under Chapter XII and exemptions and reliefs under section 75, 77 and 78 of the Chapter XVIII of Myanmar Investment Law, may submit the application form.

(d) Yoma Micro Power Myanmar Limited shall use its best efforts to achieve a timely realization of the work stated in the permit application.

(e) Yoma Micro Power Myanmar Limited shall obey and respect the responsibilities of investors under section 65 of Myanmar Investment Law and Chapter XX of Myanmar Investment Rules.

(f) Yoma Micro Power Myanmar Limited shall carry out of preventing, mitigating and monitoring significant environmental impacts according to the type of investment activities in accordance with the relevant laws, rules, regulations and procedures.

(g) Yoma Micro Power Myanmar Limited shall submit to the Commission any sublease, mortgage, transfer of shares or transfer of the business to any person during the investment period in accordance with section 72 of Myanmar Investment Law and rule 191 of Myanmar Investment Rules.

(h) Yoma Micro Power Myanmar Limited which has benefited from the permit or the exemptions and reliefs shall submit an annual report in the prescribed form to the Commission within 3(three) months of the end of the financial year in accordance with rule 196 of Myanmar Investment Rules and shall publish a summary of the report on its website or the Commission's website.

(i) Yoma Micro Power Myanmar Limited must, during the operation period under the permit of the Commission, submit its operating report quarterly in the prescribed form in accordance with rule 197 of Myanmar Investment Rules.

3. Yoma Micro Power Myanmar Limited shall carry out in accordance with the stipulations of the relevant Union Ministries, governmental departments and governmental organizations to obtain license, permit or registration as per section 65(d) of the Myanmar Investment Law.

4. Yoma Micro Power Myanmar Limited shall submit five (5) copies of all approvals, licences, permits and similar authorizations relevant to the initial implementation of the investment and Lease Agreements to the Commission.

Thaung Tun

(Thaung Tun)
Chairman

Yoma Micro Power Myanmar Limited

cc: 1. Ministry of Home Affairs

2. Ministry of Office of the Union Government
3. Ministry of Natural Resources and Environmental Conservation
4. Ministry of Electricity and Energy
5. Ministry of Labour, Immigration and Population
6. Ministry of Commerce
7. Ministry of Planning and Finance
8. Ministry of Investment and Foreign Economic Relations
9. Sagaing Region Investment Committee
10. Magway Region Investment Committee
11. Office of the Sagaing Region Government
12. Office of the Magway Region Government
13. Director General, Department of Environmental Conservation
14. Director General, Department of Electric Power Planning
15. Managing Director, Electric Power Generation Enterprise
16. Director General, Directorate of Labour
17. Director General, Immigration and National Registration Department
18. Director General, Department of Trade
19. Director General, National Archives Department
20. Director General, Customs Department
21. Director General, Internal Revenue Department
22. Director General, Directorate of Investment Company Administration
23. Sagaing Region Office, Directorate of Investment and Company Administration
24. Magway Region Office, Directorate of Investment and Company Administration